

Attorney Docket No.: 9008-9

7/26/02
J. Smith
7/29/02
Reed
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of
Jones

Examiner: Davis, Cassandra Hope

Serial No.: 09/546,426

Group Art Unit: 3611

Filed: March 31, 2000

Date: June 27, 2002

For: INTRAVENOUS FLUID BAG PROMOTIONAL APPARATUS WITH CLOCK

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner of Patents
Washington, D.C. 20231

Sir:

This Response to Restriction Requirement is responsive to the Office Action (the "Action") dated June 18, 2002.

REMARKS

The Action states that restriction to one of the following groups is required under 35 U.S.C. § 121:

- Group I: Fig. 1;
- Group II: Fig. 2;
- Group III: Fig. 3; or
- Group IV: Figs. 4-5.

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GROUP 3600

For purposes of providing a complete reply to the Action, Applicant elects Group I (Fig. 1) for prosecution on the merits. The following groups of claims read on the elected species: Claims 1-4 and 6-11. The Action has identified Claim 1 as being generic.

This election is made with traverse, however, because the nature of the subject matter is such that it would enable the Examiner to search the claims of Group I, II, III and IV together. Moreover, Applicant respectfully submits that it would not create an undue hardship on the Examiner to search Groups I, II, III and IV together. (See M.P.E.P. § 803).